GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Medical Attendance - Reimbursement of medical expenses incurred by the Hon'ble Chief Justice, Hon'ble Judges, retired Hon'ble Chief Justices, Judges and their Lordships spouses, dependents - Orders - Issued.

HEALTH MEDICAL AND FAMILY WELFARE (I.1) DEPARTMENT

G.O.MS.No. 92 **Dated: 22-08-2019**

Read the following:

1. G.O.Ms. No.74, Health Medical & Family Welfare (K1) Department, Dated.15.03.2005.
2. G.O.Ms.No.75, Health Medical & Family Welfare (K1) Department Dated. 15.03.2005.
3. G.O.Ms.No.107, Law (LA&J-Sc.f) Department, dated. 14.07.2006.
4. Orders of the Supreme Court of India in I.A.No. 11 of 2017 with I.A.No.53528 of 2017 with I.A.No.27753/2018 in I.A.No.11/2017 and in I.A.No.28769/2018 in I.A.No.11/2017 and I.A. No. 100359/ 2018 in contempt petition(c) Nos.425-426/2015 in writ petitions (C) Nos. 523 /2002, Dated 24.10.2018.
5. Letter.No.141/SCF/A2/2018, GA(SC.F) Department, dt.30.10.2018.
6. From the Registrar General, High Court of Andhra Pradesh, Letter dated.13.02.2019.
7. Orders of the Supreme Court of India in I.A.No.66189/2019 in contempt petition(c) Nos.425-426/2015 in writ petitions (C) Nos. 523 /2002, Dated 30.04.2019.

-oSo-

ORDER:

Government, in the GO 1st read above, accepted the recommendations of the Committee for the revision of the Andhra Pradesh Integrated Medical Attendance Rules, 1972 and modified the then existing rules and ordered that the modified rules which came into force with immediate effect are applicable to all the State Government Employees, their dependents, retired State Government pensioners and their dependents, family pensioners, MLAs and other categories of pensioners who are entitled for free medical treatment as specified in the said Rules, of 1972.

2. Government in the 2nd read above, have clarified that the total expenditure incurred by the Hon'ble Judges / Retired Judges of the Hon'ble High Court of Andhra Pradesh and their family members for the treatment obtained in NIMS, Hyderabad, SVIMS, Tirupathi and private Hospitals recognized by the Government be allowed in full without imposing any cut and also without disallowing the inadmissible amount for both outpatient and inpatient treatments.

3. In the reference 3rd read above, the Government issued orders that the Judicial Officers shall be entitled to advances to meet the medical expenses for treatment up to 80% of the estimate and the balance be paid after approving the bill when it is produced. Powers were also delegated to the Principal District Judges of the District/Heads of Units to sanction the advances to the judicial officers working in the District. In the case of Principal District Judges / Heads of Units, the powers were delegated to the High Court to sanction such advances.

(p.t.o)

4. In the reference 4th read above, the Hon'ble Supreme Court of India, in its orders dated. 24.10.2018, opined- "it becomes clear that the State of Andhra Pradesh will provide the same facilities to the judicial officers regarding reimbursement of medical expenses, if not better facilities, as is prevalent in the States of Jammu & Kashmir and Jharkhand, and directed the Andhra Pradesh Government to do so forthwith.

5. In the reference 5th read above, the Registrar General, High Court of Andhra Pradesh was requested to send the proposals for providing the same facilities to the Judicial officers regarding reimbursement of medical expenses, as is prevalent in the States of Jammu & Kashmir and Jharkhand for issuing necessary notification(s) by the Government.

6. In the reference 6th read above, the Registrar General High court of Andhra Pradesh has requested the Government to take steps for issuing necessary orders extending the medical facilities to the Hon'ble Judges, Retired Hon'ble Judges and their dependent family members, as has been provided in the common High Court at Hyderabad.

7. In the reference 7th read above, the Hon'ble Supreme Court of India, in its orders dated 30.04.2019, directed that the directions contained in the order dated.24.10.2018 shall be complied forthwith namely-

(1) All facilities on par with sitting Judges,

(2) Reimbursement for medical treatment in private hospital without prior approval of the State Government,
(3) Sanctioning authority to be Registrar General of the High Court,
(4) Reimbursement to be provided for treatment taken in any other State and
(5) Cashless facility.

8. The Medical expenses incurred by the Hon'ble Chief Justice, Hon'ble Judges, retired Hon'ble Chief Justices and Judges and their Lordships' dependants for medical treatment obtained in any private hospital or dispensary or from a Registered Medical Practitioner in addition to the private hospitals, recognized and notified by the State Government were also reimbursed in the common High Court at the Hyderabad.

9. The Government after careful consideration of the matter observe that the serving and retired Hon'ble Judges of the High Court of Andhra Pradesh are eligible for the same medical facilities in the State. Accordingly, in continuation of the orders issued in the references 1st to 3rd read above, Government hereby order that the Hon'ble Chief Justice, Hon'ble Judges, retired Hon'ble Chief Justices and Judges of the High Court and their Lordships spouses and dependent family members :

1. Shall be entitled to free medical attendance and treatment in any Government or private hospital / Dispensary / Private Hospital / Nursing Home or by any government or private registered medical practitioner or treatment at the residence of the Judge / Doctor concerned.

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2. Shall be provided 90% of the estimated cost of the treatment as an advance to meet the medial expenses and the balance of amount shall be paid after approval of the bill, when it is produced. The Registrar General, High Court of Andhra Pradesh shall be the sanctioning Authority for advance and for reimbursement of all medical claims not exceeding Rs.1,00,000/- and make payment to the judge concerned. If the advance or the amount of bill(s)/ cash memo(s)/Receipts(s) etc. exceed(s) Rs.1,00,000/-, the sanctioning authority shall have to reimburse with the approval of the Chief Justice or his nominee.

3. Shall be permitted, on the advice of the Doctor / Medical Officer attending to them, to go any place within the country for medical treatment with personal attendant or Medical attendant by I Class (AC) or by Air and the travelling expenses incurred by them, shall be reimbursed. In this regard, 90% of the fare shall be paid in advance on presentation of Bill / Invoice, and the remaining amount towards the cost of travelling shall be reimbursed on presentation of the used tickets / or receipts.

4. Shall be entitled for reimbursement for medical treatment in private hospital without prior approval of the State Government.

5. Shall also be reimbursed for a treatment taken in any other State.

6. Shall be entitled to cashless facility in any Government Hospitals and recognized private hospitals by issuing Letter of Credit by the competent authority, in case no advance is sanctioned.

10. This order issues with the concurrence of Finance Department vide their U.O.No. FIN 01-FMUOPC (HMF1)/123/2019-FMU-HMFW-1, dated: 10.05.2019.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L.V.SUBRAHMANYAM
CHIEF SECRETARY TO GOVERNMENT

To
The Registrar General, High Court of Andhra Pradesh, Amaravati.
The Director of Medical Education, Andhra Pradesh, Vijayawada.
The Pay & Accounts Officer, Ibrahimpatnam, Vijayawada.

Copy to:
The Law Department, A.P. Secretariat, Velagapudi.
The Finance (FMU-HMFW-1) Department, A.P. Secretariat, Velagapudi.
P.S. to Spl. C.S to Chief Minister, Govt. of Andhra Pradesh.
P.S. to Chief Secretary to Government.
P.S. to Principal Secretary to Government (HM&FW).
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER